

REMARKS

Applicant is in receipt of the Office Action mailed May 4, 2009. Claims 1 - 5, 7, 8, 9, 12, 13, 15, 16, 18, 20, 22, and 23 have been amended. Claims 1-24 are pending in the case. Reconsideration of the present case is earnestly requested in light of the following remarks.

Telephone Interview Summary

On Friday, August 7, 2009, a telephone interview was conducted between Examiner Bullock, Examiner Pan, and Mark S. Williams (Reg.# 50,658), in which the Examiner suggested filing an amendment after Final Rejection amending the independent claims to further limit the claim scope, to which Applicant agreed. The Examiner indicated that this amendment, submitted with a Terminal Disclaimer regarding U.S. Patent 7,200,529, would bring the case into condition for allowance.

Terminal Disclaimer

Per the Telephone Interview, summarized above, Applicant submits herewith a Terminal Disclaimer with respect to U.S. Patent 7,200,529, to address any double patenting issues regarding that patent.

If there are any further issues to address for allowance, Applicant respectfully requests that the Examiner contact Mark S. Williams at 512.853-8825, or mwilliams@intprop.com; or Jeffrey C. Hood at 512.853-8820, or jhood@intprop.com.

CONCLUSION

In light of the foregoing amendments and remarks, Applicant submits the application is now in condition for allowance, and an early notice to that effect is requested.

If any extensions of time (under 37 C.F.R. § 1.136) are necessary to prevent the above-referenced application(s) from becoming abandoned, Applicant(s) hereby petition for such extensions. The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to Meyertons, Hood, Kivlin, Kowert & Goetzel P.C., Deposit Account No. 50-1505/5150-82300/JCH.

Also filed herewith are the following items:

- ☐ Request for Continued Examination
- ☒ Terminal Disclaimer
- ☐ Power of Attorney By Assignee and Revocation of Previous Powers
- ☐ Notice of Change of Address
- ☐ Other:

Respectfully submitted,

/Jeffrey C. Hood/
Jeffrey C. Hood, Reg. #35198
ATTORNEY FOR APPLICANT(S)

Meyertons, Hood, Kivlin, Kowert & Goetzel PC
P.O. Box 398
Austin, TX 78767-0398
Phone: (512) 853-8800
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